Appendix A

IN THE

UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

VS.

GEORGE LARIS.

Criminal Action No. 66-183.

ORDER.

AND Now, this 16th day of May, 1967, after considering the briefs and arguments of counsel thereon, the motion of defendant for a new trial is DENIED.

/s/ GERALD J. WEBER,

GERALD J. WEBER,
United States District Judge.

cc: Gustave Diamond, United States Attorney,
633 U. S. Post Office and Courthouse,
Pittsburgh, Pa. 15219.

Charles N. Caputo, Esq.,
197 Carlton House,
Pittsburgh, Pa. 15219.

Appendix B

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 16880

UNITED STATES OF AMERICA,

v.

VICTOR BATTISTA, RALPH C. HOBBS, GEORGE LARIS, GAETANO ALEXANDER MICELI, JOSEPH B. MORRIS,

GEORGE LARIS,

Appellant.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA.

Argued June 4, 1968
Before HASTIE, *Chief Judge*, and STALEY and SEITZ, *Circuit Judges*.

OPINION OF THE COURT.

(Filed June 26, 1968.)

PER CURIAM.

This is an appeal from an order of the district court denying the motion of George Laris, defendant-appellant, for a new trial. Laris was convicted under 18 U.S.C. § 2314,

for knowingly transporting in interstate commerce stolen S & H Green Stamps of a value in excess of $5,000. Upon this appeal, Laris contends, *inter alia*, that he was denied the right of choice of counsel, that the arrest and search were illegal, and that the district court erred in refusing to postpone his trial because of his alleged ill health.

We have carefully considered all of defendant's contentions and we have independently examined the entire record. We can find no error.

Accordingly, the order of the district court will be affirmed.

A True Copy:

Teste:

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Clerk of the United States Court of Appeals for the Third Circuit.

Appendix C

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 16880

UNITED STATES OF AMERICA,

vs.

VICTOR BATTISTA, RALPH C. HOBBS, GEORGE LARIS, GAETANO ALEXANDER MICELLI; JOSEPH B. MORRIS,

GEORGE LARIS,

Appellant.

(D. C. Criminal No. 66-183)

ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Present: HASTE, *Chief Judge,* and STALEY and SEITZ, *Circuit Judges.*

JUDGMENT

This cause came on to be heard on the record from the United States District Court for the Western District of Pennsylvania and was argued by counsel.

On consideration whereof, it is now here ordered and adjudged by this Court that the order of the said District Court, filed May 17, 1967, be, and the same is hereby affirmed.

ATTEST:

THOMAS F. QUINN,
Clerk.

June 26, 1968.

Appendix D

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 16,880

UNITED STATES OF AMERICA,

v.

VICTOR BATTISTA, *et al.*, GEORGE LARIS,
Appellant.

SUR PETITION FOR REHEARING

Present: HASTIE, *Chief Judge,* KALODNER, STALEY, FREEDMAN, SEITZ, VAN DUSEN, *Circuit Judges.*

The petition for rehearing filed by appellant in the above entitled case having been submitted to the judges who participated in the decision of this court and to all the other available circuit judges of the circuit in regular active service, and no judge who concurred in the decision having asked for rehearing, and a majority of the circuit judges of the circuit in regular active service not having voted for rehearing by the court *in banc,* the petition for rehearing is denied.

BY THE COURT,

/s/ STALEY,
Judge.

Dated: July 29, 1968.